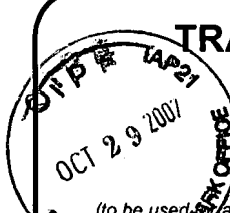
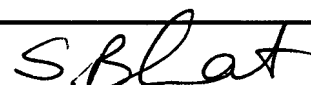
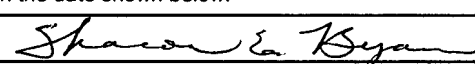


Dac
Jfw

 <p>TRANSMITTAL FORM</p> <p>(to be used for all correspondence after initial filing)</p>	Application Number	10/580,453
	Filing Date	May 23, 2006
	First Named Inventor	Florence Rivera et al.
	Art Unit	(to be assigned)
	Examiner Name	(to be assigned)
Total Number of Pages in This Submission	Attorney Docket Number	034299-698

ENCLOSURES (check all that apply)			
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition to Acknowledge Original 371 Application Filing Date <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) ____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Postcard *See Remarks for Enclosures	Remarks Copies of: 1. Declaration, Power of Attorney and Petition as originally filed and postcard showing receipt by USPTO of 371 filing on 5/23/06; 2. Notification of Missing Requirements, Response thereto (including copies of Declaration, Power of Attorney, Transmittal Letter, postcard indicating receipt by the USPTO of original filing), Transmittal Letter and copy of postcard showing receipt by the USPTO of Response on 4/2/07; 3. Notice of Acceptance of Application; and 4. Filing Receipt (with needed corrections indicated in red ink).
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	THELEN REID BROWN RAYSMAN & STEINER LLP		
Signature			
Printed Name	Suvashis Bhattacharya		
Date	October 25, 2007	Reg. No.	46,554

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Signature			
Typed or printed name	Sharon E. Byam	Date	October 26, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



APPLICANT: Florence Rivera et al.
SERIAL NO.: 10/580,453
FILING DATE: May 23, 2006
TITLE: IN VIVO DIAGNOSTIC AND THERAPY MICRO-DEVICE
EXAMINER: (to be assigned)
ART UNIT: (to be assigned)

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service as First Class
Mail in an envelope addressed to: M/S Petitions, Commissioner for Patents, Washington, DC 20231, on
the date printed below:

Date: 10/26/07

Name: Sharon E. Byam
Sharon E. Byam

M/S Petitions
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

PETITION TO ACKNOWLEDGE ORIGINAL 371 APPLICATION
FILING DATE AS OFFICIAL FILING DATE

Upon reviewing the enclosed documents, it is clear that all requirements were met with the original filing of the above-captioned patent application under 35 U.S.C. 371. Therefore, it is respectfully requested that the filing date of May 23, 2006 be assigned to the above-captioned application instead of the incorrect date, April 2, 2007, as recently assigned on the Notice of Acceptance of Application and Filing Receipt (copies enclosed).

The Declaration, Power of Attorney and Petition was originally filed with the application on May 23, 2006 and acknowledged as being received by the U.S. Patent Office. Proof of acknowledgement is shown on the enclosed postcard, stamped by the PCT Office of the U.S. Patent Office.

Although the Declaration and Power of Attorney fully identified the application by the International Application number and the International filing date, a "Notification of Missing Requirements Under 35 U.S.C. 371" was mailed out by the Patent Office on February 21, 2007, which stated that this information was not supplied on the Oath or Declaration at the time of filing. Applicant's agent responded with a copy of the originally filed Declaration & Power of Attorney, postcard, transmittal letter, and a responsive explanation on March 30, 2007. A copy of the postcard indicating receipt of these documents on April 2, 2007 is enclosed for your convenience, as well as the previously filed documents.


It is respectfully requested that a new Notice of Acceptance and Filing Receipt be issued with a filing date of May 23, 2006, the original filing date of this patent application.

Further, the title of the invention should be corrected on the Filing Receipt to read, "In Vivo Diagnostic and Therapy Micro-Device".

In, in the opinion of the Examiner, an interview would expedite the issues as set forth above, the Examiner is invited to call the undersigned attorney at the number indicated below.

Respectfully submitted,

Dated: 10/25/07


Suvashis Bhattacharya
Reg. No. 46,554

Thelen Reid Brown Raysman & Steiner LLP
P.O. Box 640640
San Jose, CA 95164-0640
Tel. (408) 292-5800
Fax. (408) 287-8040



34299-698

(1)

DOCKETED
JUN 12 2008

Serial/Patent No.: unassigned

10/580453

Filing/Issue Date:

Applicant: RIVERA, Florence et al.

Title: IN VIVO DIAGNOSTIC AND THERAPY MICRO-DEVICE

TRP Docket No.: 034299-000698

AP7 Rec'd PCT/PTO 23 MAY 2006

Date Mailed:

Atty/Sec'y Initials: REK/lh

Docket Due Date: 5/27/06

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

- | | |
|---|--|
| <input type="checkbox"/> Amendment/Response (____ pgs.) | <input type="checkbox"/> IDS & PTO 1449 (____ pgs.) |
| <input type="checkbox"/> Appeal Brief (____ pgs.) (in triplicate) | <input type="checkbox"/> ____ Pieces of Prior Art Enclosed |
| <input checked="" type="checkbox"/> Application - Utility (25 pgs. with cover & abstract) | <input type="checkbox"/> Issue Fee Transmittal |
| <input type="checkbox"/> Application - Rule 1.53(b) Continuation (____ pgs.) | <input checked="" type="checkbox"/> Submission of Formal Drawings: |
| <input type="checkbox"/> Application - Rule 1.53(b) Division (____ pgs.) | 10 # of sheets includes 11 figures |
| <input type="checkbox"/> Application - Rule 1.53(b) CIP (____ pgs.) | <input type="checkbox"/> Notice of Appeal |
| <input type="checkbox"/> Application - Rule 1.53(d) CPA (____ pgs.) | <input checked="" type="checkbox"/> Postcard |
| <input type="checkbox"/> Application - PCT (____ pgs.) | <input checked="" type="checkbox"/> Preliminary Amendment (3 pgs.) |
| <input type="checkbox"/> Application - Provisional (____ pgs.) | <input type="checkbox"/> Reply Brief (____ pgs.) |
| <input checked="" type="checkbox"/> Assignment and Cover Sheet | <input type="checkbox"/> Req and Cert. Not to Publish - Rule 1.213 |
| <input type="checkbox"/> Certificate of Correction | <input type="checkbox"/> Request for Continued Examination (RCE) (____ pgs.) |
| <input type="checkbox"/> Certificate of Mailing | <input type="checkbox"/> Request for Extension of Time ____ Month(s) |
| <input checked="" type="checkbox"/> Declaration & POA (3 pgs.) | <input type="checkbox"/> Response to Notice to File Missing Parts |
| <input type="checkbox"/> Fee Transmittal | <input type="checkbox"/> Copy of PTO Notice to File Missing Parts |
| <input type="checkbox"/> Drawings (informal): | <input checked="" type="checkbox"/> Transmittal Letter (original & copy) |
| ____ # of sheets includes ____ figures | <input checked="" type="checkbox"/> Express Mail No.: EV310 856 484US |
| <input checked="" type="checkbox"/> Other: | <input checked="" type="checkbox"/> Credit Card Payment \$1,100.00 and \$40.00 |
| Credit Card Payment Forms; Request PCT; PCT/IB/311; | <input type="checkbox"/> Deposit Acct. No. 50-1698 \$____ |
| WO 2005/053775; PCT/ISA/220; PCT/ISA/210; | Patent Code: 1011, 1111, 1311 |
| PCT/ISA/237; PCT/IB/308; PCT/IPEA/401 | Client/Matter # 34299-698 |

B14485.3 LP



Declaration, Power Of Attorney and Petition

Page 1 of 3

WE (I) the undersigned inventor(s), hereby declare(s) that :

My residence, post office address and citizenship are as stated below next to my name,

We (I) believe that we are (I am) the original, first, and joint (sole) inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled

IN VIVO DIAGNOSTIC AND THERAPY MICRO-DEVICE.

the specification of which

- ☐ is attached hereto.
- ☐ was filed on
as Application Serial No.
and amended on
- ☒ was filed as PCT international application
Number PCT/FR2004/050602
on November 19, 2004
and was amended under PCT Article 19
on

We (I) hereby state that we (I) have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We (I) acknowledge the duty to disclose information known to be material to the patentability of this application as defined in Section 1.56 of Title 37 Code of Federal Regulations.

We (I) hereby claim foreign priority benefits under 35 U.S.C. § 119 (a)-(d) or § 365 (b) of any foreign application(s) for patent or inventor's certificate, or § 365 (a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed. Prior Foreign Application (s)

Application No.	Country	Day/month/Year	Priority Claimed
03 50919	FRANCE	27/11/2003	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
04 50446	FRANCE	04/03/2004	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO

We (I) hereby claim the benefit under Title 35, United States Code, § 119 (e) of any United States provisional application(s) listed below.

_____ (Application Number)	_____ (Filing Date)
_____ (Application Number)	_____ (Filing Date)

We (I) hereby claim the benefit under 35 U.S.C. §120 of any United States application(s), listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in these prior United States application(s) in the manner provided by 35 U.S.C. § 112, I acknowledge the duty to disclose material information as defined in 37 CFR § 1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT International filing date of this application.

Application Serial No.	Filing Date	Status (pending, patented, abandoned)
_____	_____	_____
_____	_____	_____

I hereby appoint practitioners associated with **Customer Number: 46,188** as attorneys of record with full power of substitution and revocation, to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith. If this application is assigned by me I agree and understand that the above-named attorneys will represent the assignee and not me.

Please send all correspondence and direct all telephone calls to:
Customer Number 46,188

We (I) undersigned declare that all statements made herein of my(our) own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements were made with the knowledge that wilful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and such wilful false statements may jeopardize the validity of the application or any patent issuing therefrom.

RIVERA Florence

NAME OF FIRST SOLE INVENTOR



Signature of Inventor

May 5, 2006
Date

Residence : 15, rue du D^c Du Courneau
40180 Tercis les bains
FRANCE

Citizen of : FRANCE

Post Office Address : The same as residence

CAILLAT Patrice

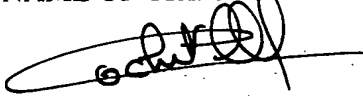
NAME OF SECOND INVENTOR


Signature of Inventor

May 5, 2006
Date

COCHET Martine

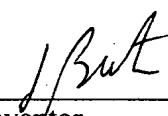
NAME OF THIRD INVENTOR


Signature of Inventor

May 5, 2006
Date

BERTHIER Jean

NAME OF FOURTH INVENTOR


Signature of Inventor

May 5, 2006
Date

NAME OF FIFTH INVENTOR

Signature of Inventor

Date

Residence : Bureau de la Mairie

38000 Grenoble
FRANCE

Citizen of : France

Post Office Address : The same as residence

Residence : 39, Route de Saint Jean

38430 MOIRANS
FRANCE

Citizen of : FRANCE

Post Office Address : The same as residence

Residence : 9, les Florentines

38240 Meylan
FRANCE

Citizen of : FRANCE

Post Office Address : The same as residence

Residence : _____

Citizen of : _____

Post Office Address : The same as residence



2

Serial/Patent No.: 10/580,453

Filing/Issue Date: 05-23-2006

Applicant: Florence Rivera et al.

Title: In Vivo Diagnostic And Therapy Micro-Device

INFO REC'D PCT/PTO 02 APR 2007

TRP Docket No.: 034299-698

Atty/Secty Initials: REK/gw

Date Mailed: 3-30-07

Docket Due Date:

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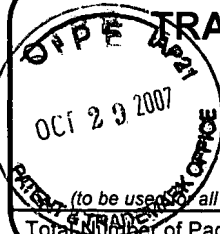
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| <input type="checkbox"/> Appeal Brief (pgs.) (in triplicate) | <input type="checkbox"/> Pieces of Prior Art Enclosed |
| <input type="checkbox"/> Application -- Utility (pgs w/cover & abstract) | <input type="checkbox"/> Issue Fee Transmittal |
| <input type="checkbox"/> Application -- Rule 1.53(b) Continuation (pgs.) | <input type="checkbox"/> Submission of Formal Drawings: |
| <input type="checkbox"/> Application -- Rule 1.53(b) Division (pgs.) | # of sheets includes figures |
| <input type="checkbox"/> Application -- Rule 1.53(b) CIP (pgs.) | <input type="checkbox"/> Notice of Appeal |
| <input type="checkbox"/> Application -- Rule 1.53(d) CPA (pgs.) | <input checked="" type="checkbox"/> Postcard |
| <input type="checkbox"/> Application -- PCT (pgs.) | <input type="checkbox"/> Preliminary Amendment (pgs.) |
| <input type="checkbox"/> Application -- Provisional (pgs.) | <input type="checkbox"/> Reply Brief (pgs.) |
| <input type="checkbox"/> Assignment and Cover Sheet | <input type="checkbox"/> Req and Cert. Not to Publish -- Rule 1.213 |
| <input type="checkbox"/> Certificate of Correction | <input type="checkbox"/> Request for Continued Examination (RCE) (pg.) |
| <input checked="" type="checkbox"/> Certificate of Mailing | <input type="checkbox"/> Request for Extension of Time Month(s) |
| <input type="checkbox"/> Declaration & POA (pgs.) | <input checked="" type="checkbox"/> Response to Notification of File Missing Parts |
| <input type="checkbox"/> Fee Transmittal | <input checked="" type="checkbox"/> Transmittal Letter (original) |
| <input type="checkbox"/> Drawings (Formal): | <input type="checkbox"/> Express Mail No.: |
| # of sheets | <input type="checkbox"/> Credit Card Payment Form 2038 \$ |
| <input checked="" type="checkbox"/> Other: | <input type="checkbox"/> Deposit Acct. No. 50-1698 \$ |

Copies of the Declaration & POA; Transmittal Letter;
Returned Postcard; Notification of Missing Requirements
Under 35 U.S.C 371.

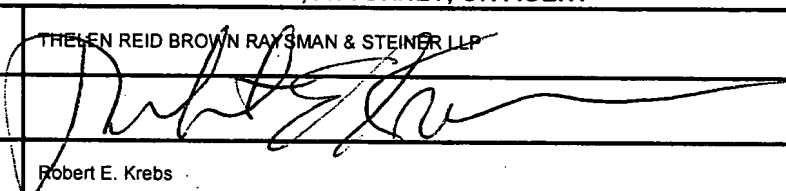
Patent Code:

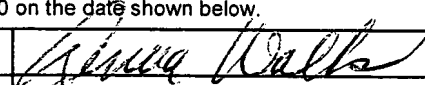
Client/Matter # 034299-698

REVIEWED BY DOCKET

TYPE TRANSMITTAL FORM  (to be used for all correspondence after initial filing)	Application Number	10/580,453	
	Filing Date	May 23, 2006	
	First Named Inventor	Florence Rivera	
	Art Unit	Not Yet Assigned	
	Examiner Name	Not Yet Assigned	
Total Number of Pages in This Submission	12	Attorney Docket Number	034299-698

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Reply to Notification of Missing Requirements Under 35 U.S.C. 371 <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) ____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Copies of the Declaration & POA; Transmittal Letter; Returned Postcard; Notification of Missing Requirements Under 35 U.S.C. 371; Postcard.
Remarks 		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm	TREN REID BROWN RAYSMAN & STEINER LLP		
Signature			
Printed Name	Robert E. Krebs		
Date	30 May 2007	Reg. No.	25,885

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Signature			
Typed or printed name	Geneva Walls	Date	3-30-07

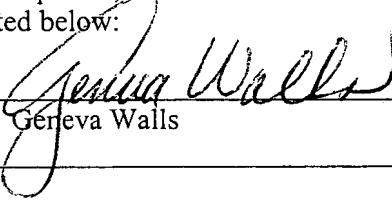
This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Florence Rivera et al.
SERIAL NO.: 10/580,453 CONFIRMATION NO.: 4203
FILING DATE: May 23, 2006
TITLE: In Vivo Diagnostic And Therapy Micro-Device
EXAMINER: Not Yet Assigned
ART UNIT: Not Yet Assigned

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: mail stop PCT, Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450, on the date printed below:

Date: 3-30-07 Signature: 
Geneva Walls

**Mail Stop: PCT
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C.
371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Dear Sir:

This paper is in responsive to the Notification of Missing Requirements under 35 U.S.C. 371 dated February 21, 2007 to the above-identified application.

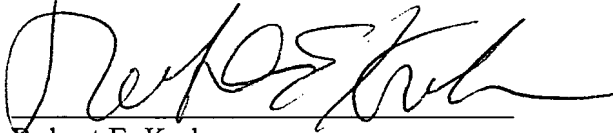
Remarks/Arguments begin on page 2 of this paper.

REMARKS/ARGUMENTS

Attached hereto is a copy of the Declaration as originally filed in the United States Patent Office on May 23, 2006 which identifies the application by the International application number and International filing date in compliance with 37 CFR 1.497(a); a copy of the Transmittal Letter PTO-1390 form where Applicant herewith submits the following item noted on line number nine (9) and a copy of the return postcard identifying submission of the Declaration and Power of Attorney. Accordingly, it is hereby respectfully requested that the requirement for a Oath or Declaration of the inventors be withdrawn. Also, a copy of the Notification of Missing Requirements under U.S.C. 371 is enclosed.

The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 50-1698.

Respectfully submitted,
THELEN REID BROWN RAYSMAN & STEINER LLP



Robert E. Krebs
Reg. No. 25,885

Dated: March 30, 2007

THELEN REID BROWN RAYSMAN & STEINER LLP
P.O. Box 640640
San Jose, CA 95164-0640
Tel: (408) 292-5800
Fax: (408) 287-8040

34299-698

DOCKETED
JUN 12 2006

Serial/Patent No.: unassigned

10/580453

Filing/Issue Date:

Applicant: RIVERA, Florence et al.

Title: IN VIVO DIAGNOSTIC AND THERAPY MICRO-DEVICE

TRP Docket No.: 034299-000698

Date Mailed:

Atty/Sec'y Initials: REK/lh

Docket Due Date: 5/27/06

AP7 Rec'd PCT/PTO 23 MAY 2006

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

- | | |
|---|--|
| <input type="checkbox"/> Amendment/Response (____ pgs.) | <input type="checkbox"/> IDS & PTO 1449 (____ pgs.) |
| <input type="checkbox"/> Appeal Brief (____ pgs.) (in triplicate) | <input type="checkbox"/> ____ Pieces of Prior Art Enclosed |
| <input checked="" type="checkbox"/> Application - Utility (25 pgs. with cover & abstract) | <input type="checkbox"/> Issue Fee Transmittal |
| <input type="checkbox"/> Application - Rule 1.53(b) Continuation (____ pgs.) | <input checked="" type="checkbox"/> Submission of Formal Drawings: |
| <input type="checkbox"/> Application - Rule 1.53(b) Division (____ pgs.) | 10 # of sheets includes 11 figures |
| <input type="checkbox"/> Application - Rule 1.53(b) CIP (____ pgs.) | <input type="checkbox"/> Notice of Appeal |
| <input type="checkbox"/> Application - Rule 1.53(d) CPA (____ pgs.) | <input checked="" type="checkbox"/> Postcard |
| <input type="checkbox"/> Application - PCT (____ pgs.) | <input checked="" type="checkbox"/> Preliminary Amendment (3 pgs.) |
| <input type="checkbox"/> Application - Provisional (____ pgs.) | <input type="checkbox"/> Reply Brief (____ pgs.) |
| <input checked="" type="checkbox"/> Assignment and Cover Sheet | <input type="checkbox"/> Req and Cert. Not to Publish - Rule 1.213 |
| <input type="checkbox"/> Certificate of Correction | <input type="checkbox"/> Request for Continued Examination (RCE) (____ pgs.) |
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| <input checked="" type="checkbox"/> Declaration & POA (3 pgs.) | <input type="checkbox"/> Response to Notice to File Missing Parts |
| <input type="checkbox"/> Fee Transmittal | <input type="checkbox"/> Copy of PTO Notice to File Missing Parts |
| <input type="checkbox"/> Drawings (informal): | <input checked="" type="checkbox"/> Transmittal Letter (original & copy) |
| ____ # of sheets includes ____ figures | <input checked="" type="checkbox"/> Express Mail No.: EV310 856 484US |
| <input checked="" type="checkbox"/> Other: | <input checked="" type="checkbox"/> Credit Card Payment \$1,100.00 and \$40.00 |
| Credit Card Payment Forms; Request PCT; PCT/IB/311; | <input type="checkbox"/> Deposit Acct. No. 50-1698 \$____ |
| WO 2005/053775; PCT/ISA/220; PCT/ISA/210; | Patent Code: 1011, 1111, 1311 |
| PCT/ISA/237; PCT/IB/308; PCT/IPEA/401 | Client/Matter # 34299-698 |

COPY

PTO-1390 (Rev. 07-2005)

U.S. Patent

Use through 3/31/2007, OMB 0651-0021
U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER

034299-000698

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

INTERNATIONAL APPLICATION NO.

PCT/FR2004/050602

INTERNATIONAL FILING DATE

November 19, 2004

PRIORITY DATE CLAIMED

November 27, 2003

TITLE OF INVENTION

IN VIVO DIAGNOSTIC AND THERAPY MICRO-DEVICE

APPLICANT(S) FOR DO/EO/US

RIVERA, Florence, CAILLAT, Patrice, COCHET, Martine, BERTHIER, Jean

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☒ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☒ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☒ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☒ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A preliminary amendment.
14. ☐ An Application Data Sheet under 37 CFR 1.76.
15. ☐ A substitute specification.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
18. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4).

EV310856484US

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)	INTERNATIONAL APPLICATION NO. PCT/FR2004/050602	ATTORNEY'S DOCKET NUMBER 034299-000698
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20. Other items or information:
Requete PCT; PCT/IB/311, WO 2005/053775, PCT/ISA/220, PCT/ISA/210, PCT/ISA/237, PCT/IB/308; PCT/IPEA/401

The following fees have been submitted:	Calculations	PTO use only																
21. <input checked="" type="checkbox"/> Basic national fee (37 CFR 1.492(a)) \$300	\$ 300																	
22. <input checked="" type="checkbox"/> Examination fee (37 CFR 1.492(c)) If the written opinion of the ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 All other situations \$200	\$ 200																	
23. <input checked="" type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority \$100 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB \$400 All other situations \$500	\$ 400																	
TOTAL OF 21, 22 and 23 =	\$ 900																	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(j)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.																		
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 20%;">Total Sheets</th> <th style="width: 20%;">Extra Sheets</th> <th style="width: 40%;">Number of each additional 50 or fraction thereof (round up to a whole number)</th> <th style="width: 20%;">RATE</th> </tr> <tr> <td style="text-align: center;">- 100 =</td> <td style="text-align: center;">/50 =</td> <td></td> <td style="text-align: center;">x \$250</td> </tr> </table>	Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE	- 100 =	/50 =		x \$250										
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE															
- 100 =	/50 =		x \$250															
Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).	\$																	
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 20%;">CLAIMS</th> <th style="width: 20%;">NUMBER FILED</th> <th style="width: 20%;">NUMBER EXTRA</th> <th style="width: 20%;">RATE</th> </tr> <tr> <td>Total claims</td> <td style="text-align: center;">24 - 20 = 4</td> <td></td> <td style="text-align: center;">x \$50</td> </tr> <tr> <td>Independent claims</td> <td style="text-align: center;">3 - 3 = 0</td> <td></td> <td style="text-align: center;">x \$200</td> </tr> <tr> <td colspan="3">MULTIPLE DEPENDENT CLAIM(S) (if applicable)</td> <td style="text-align: center;">+ \$360</td> </tr> </table>	CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	Total claims	24 - 20 = 4		x \$50	Independent claims	3 - 3 = 0		x \$200	MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360		
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE															
Total claims	24 - 20 = 4		x \$50															
Independent claims	3 - 3 = 0		x \$200															
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360															
TOTAL OF ABOVE CALCULATIONS =	\$ 1,100																	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.																		
SUBTOTAL =	\$ 1,100																	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).	\$																	
TOTAL NATIONAL FEE =	\$ 1,100																	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property	\$ 40																	
TOTAL FEES ENCLOSED =	\$ 1,140																	
	Amount to be refunded:	\$																
	Amount to be charged:	\$																

B14485.3 LP

Declaration, Power Of Attorney and Petition

Page 1 of 3

WE (I) the undersigned inventor(s), hereby declare(s) that :

My residence, post office address and citizenship are as stated below next to my name,

We (I) believe that we are (I am) the original, first, and joint (sole) inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled

IN VIVO DIAGNOSTIC AND THERAPY MICRO-DEVICE

the specification of which

- ☐ is attached hereto.
- ☐ was filed on
as Application Serial No.
and amended on
- ☒ was filed as PCT international application
Number PCT/FR2004/050602
on November 19, 2004
and was amended under PCT Article 19
on

We (I) hereby state that we (I) have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We (I) acknowledge the duty to disclose information known to be material to the patentability of this application as defined in Section 1.56 of Title 37 Code of Federal Regulations.

We (I) hereby claim foreign priority benefits under 35 U.S.C. § 119 (a)-(d) or § 365 (b) of any foreign application(s) for patent or inventor's certificate, or § 365 (a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed. Prior Foreign Application (s)

Application No.	Country	Day/month/Year	Priority Claimed	
03 50919	FRANCE	27/11/2003	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO
<u>04 50446</u>	<u>FRANCE</u>	<u>04/03/2004</u>	<input type="checkbox"/> YES	<input type="checkbox"/> NO
			<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO
			<input type="checkbox"/> YES	<input type="checkbox"/> NO

We (I) hereby claim the benefit under Title 35, United States Code, § 119 (e) of any United States provisional application(s) listed below.

(Application Number)

(Filing Date)

(Application Number)

(Filing Date)

We (I) hereby claim the benefit under 35 U.S.C. §120 of any United States application(s), listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in these prior United States application(s) in the manner provided by 35 U.S.C. § 112, I acknowledge the duty to disclose material information as defined in 37 CFR § 1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT International filing date of this application.

Application Serial No.

Filing Date

Status (pending, patented,
abandoned)

I hereby appoint practitioners associated with **Customer Number: 46,188** as attorneys of record with full power of substitution and revocation, to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith. If this application is assigned by me I agree and understand that the above-named attorneys will represent the assignee and not me.

Please send all correspondence and direct all telephone calls to:
Customer Number 46,188

We (I) undersigned declare that all statements made herein of my(our) own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements were made with the knowledge that wilful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and such wilful false statements may jeopardize the validity of the application or any patent issuing therefrom.

RIVERA Florence

NAME OF FIRST SOLE INVENTOR



Signature of Inventor

May 5, 2006
Date

Residence : 45, rue du Dr Du Courneau
40180 Tercis les bains
FRANCE

Citizen of : FRANCE

Post Office Address : The same as residence

CAILLAT Patrice

NAME OF SECOND INVENTOR

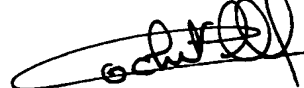


Signature of Inventor

May 5, 2006
Date

COCHET Martine

NAME OF THIRD INVENTOR

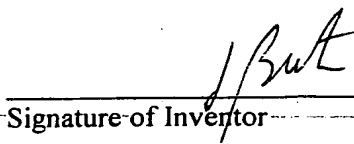


Signature of Inventor

May 5, 2006
Date

BERTHIER Jean

NAME OF FOURTH INVENTOR



Signature of Inventor

May 5, 2006
Date

NAME OF FIFTH INVENTOR

Signature of Inventor

Date

Residence : Boulevard de la Mure

38000 Grenoble
FRANCE

Citizen of : France

Post Office Address : The same as residence

Residence : 39, Route de Saint Jean

38430 MOIRANS
FRANCE

Citizen of : FRANCE

Post Office Address : The same as residence

Residence : 8, Les Florentines

38240 Meylan
FRANCE

Citizen of : FRANCE

Post Office Address : The same as residence

Residence : _____

Citizen of : _____

Post Office Address : The same as residence

- a. ☐ A check in the amount of \$ _____ to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. 50-1698 in the amount of \$ _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-1698. A duplicate copy of this sheet is enclosed.
- d. ☒ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

Robert E. Krebs
Thelen Reid & Priest LLP
P.O. Box 640640
San Jose, CA 95164-0640
T: 408-292-5800
F: 408-287-8040



SIGNATURE

Robert E. Krebs

NAME

25,885

REGISTRATION NUMBER



UNITED STATES PATENT AND TRADEMARK OFFICE

COPY

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/580,453	Florence Rivera	034299-000698

INTERNATIONAL APPLICATION NO.

PCT/FR04/50602

I.A. FILING DATE	PRIORITY DATE
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11/19/2004

11/27/2003

Robert E. Krebs
Thelen Reid & Priest
P.O. Box 640640
San Jose, CA 95164-0640

RECEIVED

FEB 23 2007

TRBRS LLP
Patent Docket

CONFIRMATION NO. 4203

371 FORMALITIES LETTER



OC000000022566151

Date Mailed: 02/21/2007

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/23/2006
- Copy of the International Search Report filed on 05/23/2006
- Copy of IPE Report filed on 05/23/2006
- Copy of Annexes to the IPEER filed on 05/23/2006
- Preliminary Amendments filed on 05/23/2006
- Information Disclosure Statements filed on 09/05/2006
- Request for Immediate Examination filed on 05/23/2006
- U.S. Basic National Fees filed on 05/23/2006
- Assignment filed on 05/23/2006
- Priority Documents filed on 05/23/2006
- Specification filed on 05/23/2006
- Claims filed on 05/23/2006
- Abstracts filed on 05/23/2006
- Drawings filed on 05/23/2006

ACTION DUE:

Missing Parts Due

DUE/RMR DATE:

4/21/07

DEADLINE DATE:

9/21/07

DOCKETED BY:

TA

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the

missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$90** for a Large Entity:

- **\$130 Surcharge.**

(A previous payment of **\$40** will be applied to the additional fees indicated above.)

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

PATRICIA A BOOKER

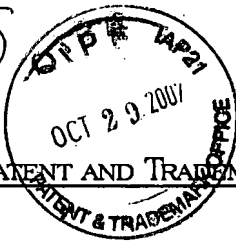
Telephone: (703) 308-9140 EXT 204

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/580,453	PCT/FR04/50602	034299-000698

REK
SB
MC

UNITED STATES PATENT AND TRADEMARK OFFICE



UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/580,453	FIRST NAMED APPLICANT Florence Rivera	ATTY. DOCKET NO. 034200-000600
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INTERNATIONAL APPLICATION NO. PCT/FR04/50602	
I.A. FILING DATE 11/19/2004	PRIORITY DATE 11/27/2003

46188
THELEN REID BROWN RAYSMAN & STEINER LLP
P. O. BOX 640640
SAN JOSE, CA 95164-0640

RECEIVED

AUG 24 2007

TRBRS LLP
Patent Docket

Date Mailed: 08/21/2007

CONFIRMATION NO. 4203

371 ACCEPTANCE LETTER



OC000000025455759

NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

04/02/2007 05/23/2006	04/02/2007 05/23/2006
DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) REQUIREMENTS	DATE OF COMPLETION OF ALL 35 U.S.C. 371 REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE " FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 (c)(1), (c)(2) and (c)(4) REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received:

- Copy of the International Application filed on 05/23/2006
- Copy of the International Search Report filed on 05/23/2006
- Copy of IPE Report filed on 05/23/2006
- Copy of Annexes to the IPE filed on 05/23/2006
- Preliminary Amendments filed on 05/23/2006
- Information Disclosure Statements filed on 09/05/2006
- Oath or Declaration filed on 04/02/2007
- Request for Immediate Examination filed on 05/23/2006
- U.S. Basic National Fees filed on 05/23/2006
- Assignment filed on 05/23/2006
- Priority Documents filed on 05/23/2006

REVIEWED BY DOCKET



- Specification filed on 05/23/2006
- Claims filed on 05/23/2006
- Abstracts filed on 05/23/2006
- Drawings filed on 05/23/2006

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

ULYSSES G WALKER

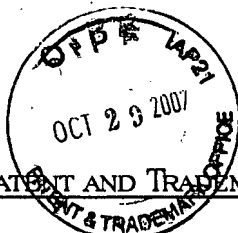
Telephone: (703) 308-9290 EXT 130

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/903 (371 Acceptance Notice)

REK
SB
MC

UNITED STATES PATENT AND TRADEMARK OFFICE



UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPL NO.	FILING OR 371(c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	TOT CLMS	IND CLMS
10/580,453	04/02/2007 05/23/06	3738	1230	034299-000698	24	3

CONFIRMATION NO. 4203

46188

THELEN REID BROWN RAYSMAN & STEINER LLP
P. O. BOX 640640
SAN JOSE, CA 95164-0640

RECEIVED

AUG 24 2007

TRBRS LLP
Patent Docket

FILING RECEIPT



OC000000025455758

Date Mailed: 08/21/2007

Receipt is acknowledged of this nonprovisional patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

Applicant(s)

Florence Rivera, Tercis les bains, FRANCE;
Patrice Caillat, Grenoble, FRANCE;
Martine Cochet, Moirans, FRANCE;
Jean Berthier, Meylan, FRANCE;

Power of Attorney: The patent practitioners associated with Customer Number 46188.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/FR04/50602 11/19/2004

Foreign Applications

FRANCE 03 50919 11/27/2003
FRANCE 04 50446 03/04/2004

If Required, Foreign Filing License Granted: 08/17/2007

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/580,453**

Projected Publication Date: 11/29/2007

Non-Publication Request: No

REVIEWED BY DOCKET



Early Publication Request: No

Title

In Vivo Diagnostic and Therapy Micro-Device

Preliminary Class

623

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The

date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

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NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).